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EXPRESS MAIL NO: EV 809 955 157 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: BOSCHETTI

Confirmation No. 1038

Application No.: 10/692,785

Group Art Unit: 1618

Filed: October 27, 2003

Examiner: Dameron Levest JONES

For: POLYVINYL ALCOHOL MICROSPHERES
AND THERAPEUTIC USES OF THE SAMEAttorney Docket No.: 9676-314-999
(CAM: 405916-999-056)TRANSMITTAL LETTERCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed herewith for appropriate action by the United States Patent and Trademark Office are the following documents:



1. Supplemental Information Disclosure Statement;
2. List of References Cited By Applicant;
3. Copies of References J01, K01-K-04; and
4. Return Post Card.

No fee is believed to be required for filing these papers. The Commissioner is also authorized to charge any fees necessary or credit any overpayment to Jones Day Deposit Account No. 50-3013 to maintain the pendency of this application.

Respectfully submitted,

Date:

Nov. 7, 2006



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Enclosures



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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. A copy of each listed document is being submitted herewith to comply with the provisions of 37 C.F.R. §§1.97 and 1.98.

No admission is made that the information cited in this Statement is, or is considered to be, material to patentability and no representation is made that a search has been made. 37 C.F.R. §§1.97(g) and (h).

The documents submitted herewith were cited by the Opponent in a Reply filed in the Opposition of counterpart European Patent No. EP 1128816 B1. The Notice of Opposition was previously submitted by Applicants in the Supplemental IDS filed March 7, 2005 as Document C11.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application, and that an initialed copy of Form PTO-1449 be returned in accordance with M.P.E.P. §609.

The listed documents are being submitted in compliance with 37 C.F.R. §1.97(c) after the period specified in 37 C.F.R. §1.97(b), but before the mailing date of any of a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311 or an action that otherwise closes prosecution in the application.

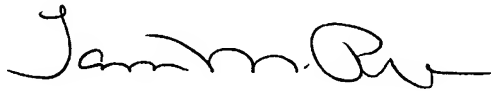
Each item of information contained in this information disclosure statement was cited in a communication from the European Patent Office in a counterpart patent Opposition proceeding, and

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Supplemental Information Disclosure Statement
November 7, 2006
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the communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this information disclosure statement (received September 28, 2006).

No fee is believed due for this submission. However, should any additional fees be required for this submission or to avoid abandonment of this application, please charge the required fee to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,



Date: Nov 7, 2006

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Enclosure



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LIST OF REFERENCES CITED BY APPLICANT
 (Use several sheets if necessary)

ATTY. DOCKET NO.

9676-314-999

APPLICATION NO.

10/692,785

APPLICANT

Boschetti

FILING DATE

October 27, 2003

GROUP

1618

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
							03/20/2000

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
							YES NO
	J01	JP49-108158 (English-language translation provided by Opponent as Document D14)	10-14-1974	Japan			X

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

	K01	Opponent's Reply in Opposition to European Patent No. EP 1128816 B1
	K02	Tao, T. et al., "Study on Microspheres for Embolization of the Hepatic Artery," (1988) Acta Pharmaceutical Sinica, 23:55 (English-language translation provided by Opponent as document D9.2)
	K03	Zou, Y. et al., "Experimental Study of Hepatic Artery Embolization with Polyvinyl Alcohol Microspheres made in China," (1989) Zhonghua Fang She Zue Za Zhi, 23:330 (English-language translation provided by Opponent as Document D10.2)
	K04	Flandroy, P.M.J., et al. "Clinical Applications of Microspheres in Embolization and Chemoembolization: A Comprehensive Review and Perspectives," (1993) In: Pharmaceutical Particulate Carriers in Medical Applications, Vol. 61, edited by Rolland, A. New York: Marcel Dekker, Inc., pp. 321-366 (provided by Opponent as Document D15)

EXAMINER**DATE CONSIDERED**

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.